

AMENDMENT TO H.R. 1501
OFFERED BY MR. HYDE OF ILLINOIS

At the end of the bill, insert the following:

1 **SEC. ____.** **PROHIBITING JUVENILES FROM POSSESSING**
2 **SEMIAUTOMATIC ASSAULT WEAPONS.**

3 Section 922(x) of title 18, United States Code, is
4 amended—

5 (1) in paragraph (1)—

6 (A) by striking “or” at the end of subpara-
7 graph (A);

8 (B) by striking the period at the end of
9 subparagraph (B) and inserting a semicolon;
10 and

11 (C) by adding at the end the following:

12 “(C) a semiautomatic assault weapon; or

13 “(D) a large capacity ammunition feeding de-
14 vice.”;

15 (2) in paragraph (2)—

16 (A) by striking “or” at the end of subpara-
17 graph (A);

18 (B) by striking the period at the end of
19 subparagraph (B) and inserting a semicolon;
20 and

21 (C) by inserting at the end the following:

1 “(C) a semiautomatic assault weapon; or

2 “(D) a large capacity ammunition feeding
3 device.”; and

4 (3) by striking paragraph (3) and inserting the
5 following:

6 “(3) This subsection shall not apply to—

7 “(A) a temporary transfer of a handgun, am-
8 munition, a large capacity ammunition feeding de-
9 vice, or a semiautomatic assault weapon to a juvenile
10 or to the temporary possession or use of a handgun,
11 ammunition, a large capacity ammunition feeding
12 device, or a semiautomatic assault weapon by a
13 juvenile—

14 “(i) if the handgun, ammunition, large ca-
15 pacity ammunition feeding device, or semiauto-
16 matic assault weapon are possessed and used by
17 the juvenile—

18 “(I) in the course of employment,

19 “(II) in the course of ranching or
20 farming related to activities at the resi-
21 dence of the juvenile (or on property used
22 for ranching or farming at which the juve-
23 nile, with the permission of the property
24 owner or lessee, is performing activities re-

1 lated to the operation of the farm or
2 ranch),

3 “(III) for target practice,

4 “(IV) for hunting, or

5 “(V) for a course of instruction in the
6 safe and lawful use of a firearm;

7 “(ii) clause (i) shall apply only if the juve-
8 nile’s possession and use of a handgun, ammu-
9 nition, a large capacity ammunition feeding de-
10 vice, or a semiautomatic assault weapon under
11 this subparagraph are in accordance with State
12 and local law, and the following conditions are
13 met—

14 “(I) except when a parent or guardian
15 of the juvenile is in the immediate and su-
16 pervisory presence of the juvenile, the juve-
17 nile shall have in the juvenile’s possession
18 at all times when a handgun, ammunition,
19 a large capacity ammunition feeding de-
20 vice, or a semiautomatic assault weapon is
21 in the possession of the juvenile, the prior
22 written consent of the juvenile’s parent or
23 guardian who is not prohibited by Federal,
24 State, or local law from possessing a fire-
25 arm or ammunition; and

1 “(II)(aa) during transportation by the
2 juvenile directly from the place of transfer
3 to a place at which an activity described in
4 clause (i) is to take place the firearm shall
5 be unloaded and in a locked container or
6 case, and during the transportation by the
7 juvenile of that firearm, directly from the
8 place at which such an activity took place
9 to the transferor, the firearm shall also be
10 unloaded and in a locked container or case;
11 or

12 “(bb) with respect to employment,
13 ranching or farming activities as described
14 in clause (i), a juvenile may possess and
15 use a handgun, ammunition, a large capac-
16 ity ammunition feeding device, or a semi-
17 automatic assault weapon with the prior
18 written approval of the juvenile’s parent or
19 legal guardian, if such approval is on file
20 with the adult who is not prohibited by
21 Federal, State, or local law from possess-
22 ing a firearm or ammunition and that per-
23 son is directing the ranching or farming
24 activities of the juvenile;

1 “(B) a juvenile who is a member of the Armed
2 Forces of the United States or the National Guard
3 who possesses or is armed with a handgun, ammuni-
4 tion, a large capacity ammunition feeding device, or
5 a semiautomatic assault weapon in the line of duty;

6 “(C) a transfer by inheritance of title (but not
7 possession) of a handgun, ammunition, a large ca-
8 pacity ammunition feeding device, or a semiauto-
9 matic assault weapon to a juvenile; or

10 “(D) the possession of a handgun, ammunition,
11 a large capacity ammunition feeding device, or a
12 semiautomatic assault weapon taken in lawful de-
13 fense of the juvenile or other persons in the resi-
14 dence of the juvenile or a residence in which the ju-
15 venile is an invited guest.

16 “(4) A handgun, ammunition, a large capacity am-
17 munition feeding device, or a semiautomatic assault weap-
18 on, the possession of which is transferred to a juvenile in
19 circumstances in which the transferor is not in violation
20 of this subsection, shall not be subject to permanent con-
21 fiscation by the Government if its possession by the juve-
22 nile subsequently becomes unlawful because of the conduct
23 of the juvenile, but shall be returned to the lawful owner
24 when such handgun, ammunition, large capacity ammuni-
25 tion feeding device, or semiautomatic assault weapon is

1 no longer required by the Government for the purposes
2 of investigation or prosecution.

3 “(5) For purposes of this subsection, the term ‘juve-
4 nile’ means a person who is less than 18 years of age.

5 “(6)(A) In a prosecution of a violation of this sub-
6 section, the court shall require the presence of a juvenile
7 defendant’s parent or legal guardian at all proceedings.

8 “(B) The court may use the contempt power to en-
9 force subparagraph (A).

10 “(C) The court may excuse attendance of a parent
11 or legal guardian of a juvenile defendant at a proceeding
12 in a prosecution of a violation of this subsection for good
13 cause shown.

14 “(7) For purposes of this subsection only, the term
15 ‘large capacity ammunition feeding device’ has the same
16 meaning as in section 921(a)(31) of title 18 and includes
17 similar devices manufactured before the effective date of
18 the Violent Crime Control and Law Enforcement Act of
19 1994.”.